

RKW, LLC

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*Attorneys for Defendant
eMerges.com Inc.*

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

ATLAS DATA PRIVACY CORPORATION *
As assignee of individuals who are Covered
Persons, JANE DOE-1, a law enforcement *
Officer; JANE DOE-2, a law enforcement
Officer; EDWIN MALDONADO SCOTT *
MALONEY, JUSTYNA MALONEY,
PATRICK COLLIGAN, PETER *
ANDREYEV, and WILLIAM SULLIVAN

Plaintiffs,

v.

E-MERGES.COM INC., RICHARD ROES *
1-10, fictitious names of unknown individuals *
And ABC COMPANIES 1-10, fictitious
Names of unknown entities *

Civil Action No. 1:24-cv-04434

* * * * *

**PARTIAL WITHDRAWAL OF MOTION TO DISMISS
PURSUANT TO FED. R. CIV. P 12(B)(2) ONLY**

On March 18, eMerges.com. Inc. (“eMerges.com”), by its attorneys, moved pursuant to Rules 12(b)(2) and 12(b)(6) of the Federal Rules of Civil Procedure that the Court dismiss with prejudice the Plaintiffs’ Complaint on the grounds that the Court lacks personal jurisdiction over eMerges.com and that the Complaint fails to state a claim upon which relief can be granted. See Doc. 50. eMerges.com hereby withdraws its motion pursuant to Fed. R. Civ. P. 12(b)(2) that the

Court dismiss the Plaintiff's Complaint on the ground that the Court lacks personal jurisdiction over it. eMerges.com, however, maintains its motion pursuant to Fed. R. Civ. P. 12(b)(6) that the Complaint fails to state a claim upon which relief can be granted.

Respectfully submitted,

RKW, LLC

By: /s/ H. Mark Stichel
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** Admitted pro hac vice*

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CERTIFICATE OF SERVICE

I hereby certify that on this day of May 2025, a copy of the foregoing Partial Withdrawal of Motion to Dismiss as it pertains to the Personal Jurisdiction ONLY, was sent via the courts electronic filing system to all counsel of record.

By: /s/ H. Mark Stichel
H. Mark Stichel*
Stacey Torres (293522020)